

Georgia State Board of Registration of Used Motor Vehicle Dealers
Board Meeting
March 18, 2009

A meeting of The Georgia State Board of Registration of Used Motor Vehicle Dealers was held on March 18, 2009 at 237 Coliseum Drive, Macon, Georgia. Jeff Wilkinson, Chairman, called the meeting to order at 9:31 a.m.

A quorum was established with members present being Jeff Wilkinson, Chairman; Dewell Sanford; Diana Waldrop; Doug Hooper and Victor Hudson with the Governor's Office of Consumer Affairs.

Others present were as follows: Steve Lindsey, Executive Director; Melanie Brown, Board Support Specialist; Graham Barron; Assistant Attorney General.

Diana Waldrop moved, Dewell Sanford seconded, and the Board voted to adopt the meeting agenda.

Victor Hudson moved, Diana Waldrop seconded, and the Board voted to approve the minutes of the January 21, 2009 meeting.

Victor Hudson moved, Dewell Sanford seconded, and the Board voted to ratify the following licenses issued since the January 21, 2009 meeting:

1.	UCAR038289	Buy Here Pay Here Woodstock	Used Motor Vehicle Dealer
2.	UCAR038290	Lanphear Motor Sports Inc	Used Motor Vehicle Dealer
3.	UCAR038291	EZ Pay Auto Inc	Used Motor Vehicle Dealer
4.	UCAR038292	Mega Auto Sales LLC	Used Motor Vehicle Dealer
5.	UCAR038293	WBM	Used Motor Vehicle Dealer
6.	UCAR038294	Capital of Fort Oglethorpe	Used Motor Vehicle Dealer
7.	UCAR038295	Georgia Car Center	Used Motor Vehicle Dealer
8.	UCAR038296	Cartech Enterprises Inc	Used Motor Vehicle Dealer
9.	UCAR038297	Automotive Credit Assistance Inc	Used Motor Vehicle Dealer

Georgia State Board of Registration of Used Motor Vehicle Dealers
Board Meeting
March 18, 2009

10.	UCAR038298	Screven Motor Company	Used Motor Vehicle Dealer
11.	UCAR038299	Gators Auto Sales Inc	Used Motor Vehicle Dealer
12.	UCAR038300	Monument Motors LLC	Used Motor Vehicle Dealer
13.	UCAR038301	B & D Used Cars Inc	Used Motor Vehicle Dealer
14.	UCAR038302	Belsha USA Corporation	Used Motor Vehicle Dealer
15.	UCAR038303	Eric's Red Oak Motors	Used Motor Vehicle Dealer
16.	UCAR038304	3995 Auto Sales	Used Motor Vehicle Dealer
17.	UCAR038305	Earl R Adams, LLC/Adams Garage and Used Cars	Used Motor Vehicle Dealer
18.	UCAR038306	Freeman Auto Sales	Used Motor Vehicle Dealer
19.	UCAR038307	All Wheels LLC	Used Motor Vehicle Dealer
20.	UCAR038308	Value Car Sales Inc	Used Motor Vehicle Dealer
21.	UCAR038309	Victory Lap LLC	Used Motor Vehicle Dealer
22.	UCAR038310	Southern Pik-A-Part of Augusta, LLC	Used Motor Vehicle Dealer
23.	UCAR038311	Clarkston Quality Motors, Inc.	Used Motor Vehicle Dealer
24.	UCAR038312	Unique Auto Sales	Used Motor Vehicle Dealer
25.	UCAR038313	M & M Motors	Used Motor Vehicle Dealer
26.	UCAR038314	Calhoun Auto Outlet, Inc.	Used Motor Vehicle Dealer
27.	UCAR038315	Value Cars LLC	Used Motor Vehicle Dealer
28.	UCAR038316	Athens Auto Auctions, Inc.	Used Motor Vehicle Dealer
29.	UCAR038317	Int Auto Exports	Used Motor Vehicle Dealer
30.	UCAR038318	Ashley's Autos, Inc.	Used Motor Vehicle Dealer
31.	UCAR038319	Twin City Motors Inc	Used Motor Vehicle Dealer
32.	UCAR038320	Performance Auto & ATV Sales, Inc.	Used Motor Vehicle Dealer

<p align="center">Georgia State Board of Registration of Used Motor Vehicle Dealers Board Meeting March 18, 2009</p>

33.	UCAR038321	Hola Auto Sales, Inc.	Used Motor Vehicle Dealer
34.	UCAR038322	Simpsons Used Trucks & Equipment, LLC	Used Motor Vehicle Dealer
35.	UCAR038323	Ted Hines Auto Sales, Inc.	Used Motor Vehicle Dealer
36.	UCAR038324	Fresh Auto Inc	Used Motor Vehicle Dealer
37.	UCAR038325	Fairburn Motor Company	Used Motor Vehicle Dealer
38.	UCAR038326	Grandview Auto	Used Motor Vehicle Dealer
39.	UCAR038327	King Motors	Used Motor Vehicle Dealer
40.	UCAR038328	King of the Road	Used Motor Vehicle Dealer
41.	UCAR038329	Adams & Son Used Cars	Used Motor Vehicle Dealer
42.	UCAR038330	Southeastern Automotive Group, Inc.	Used Motor Vehicle Dealer
43.	UCAR038331	Express Auto Group, Inc.	Used Motor Vehicle Dealer
44.	UCAR038332	Wazi Automotive, LLC	Used Motor Vehicle Dealer
45.	UCAR038333	SmartMove Auto, LLC	Used Motor Vehicle Dealer
46.	UCAR038334	Next Level Auto Repair & Sales	Used Motor Vehicle Dealer
47.	UCAR038335	Auto's For Less, LLC	Used Motor Vehicle Dealer
48.	UCAR038336	Mitco Auto Sales	Used Motor Vehicle Dealer
49.	UCAR038337	Atlantic Motors, Inc.	Used Motor Vehicle Dealer
50.	UCAR038338	Global Automart, LLC	Used Motor Vehicle Dealer
51.	UCAR038339	Auto Trade Alliance, LLC	Used Motor Vehicle Dealer
52.	UCAR038340	Car-Nutz Auto Brokers	Used Motor Vehicle Dealer
53.	UCAR038341	Smart Cars ETC	Used Motor Vehicle Dealer
54.	UCAR038342	Mountain Country Auto Sales	Used Motor Vehicle Dealer
55.	UCAR038343	Northside Finance & Lease, Inc.	Used Motor Vehicle Dealer

<p align="center">Georgia State Board of Registration of Used Motor Vehicle Dealers Board Meeting March 18, 2009</p>

56.	UCAR038344	Big Boyz Toyz/Auto Sales, Inc.	Used Motor Vehicle Dealer
57.	UCAR038345	Great Cars, LLC	Used Motor Vehicle Dealer
58.	UCAR038346	Leslie Auto Sales, LLC	Used Motor Vehicle Dealer
59.	UCAR038347	Prestige Motorcar Gallery, LLC	Used Motor Vehicle Dealer
60.	UCAR038348	Atlanta West Auto Group, LLC	Used Motor Vehicle Dealer
61.	UCAR038349	S & S Motors	Used Motor Vehicle Dealer
62.	UCAR038350	Jate Auto Broker & Sales	Used Motor Vehicle Dealer
63.	UCAR038351	T & B Auto Sales, Inc.	Used Motor Vehicle Dealer
64.	UCAR038352	Brians Autohouse, LLC	Used Motor Vehicle Dealer
65.	UCAR038353	First American Title Lending of Georgia, LLC	Used Motor Vehicle Dealer
66.	UCAR038354	M & S Auto Sales & Leasing, LLC	Used Motor Vehicle Dealer
67.	UCAR038355	Fair Brothers Automotive	Used Motor Vehicle Dealer
68.	UCAR038356	Atlanta Auto Plex, Inc.	Used Motor Vehicle Dealer
69.	UCAR038357	Brady Road Auto Sales	Used Motor Vehicle Dealer
70.	UCAR038358	Kermit William Used Cars	Used Motor Vehicle Dealer
71.	UCAR038359	Macon Auto Network	Used Motor Vehicle Dealer
72.	UCAR038360	Hitchcock Auto Sales & Repair, Inc.	Used Motor Vehicle Dealer
73.	UCAR038361	Auto Plaza	Used Motor Vehicle Dealer
74.	UCAR038362	G & R Automotive, Inc.	Used Motor Vehicle Dealer
75.	UCAR038363	Ellis Auto Sales, LLC	Used Motor Vehicle Dealer
76.	UCAR038364	All Brands Car Inc	Used Motor Vehicle Dealer
77.	UCAR038365	American Auto Sales, LLC	Used Motor Vehicle Dealer
78.	UCAR038366	Madison Auto Finance	Used Motor Vehicle Dealer

<p align="center">Georgia State Board of Registration of Used Motor Vehicle Dealers Board Meeting March 18, 2009</p>

79.	UCAR038367	Silver Wheels Auto Sales	Used Motor Vehicle Dealer
80.	UCAR038368	CEO Motorsports	Used Motor Vehicle Dealer
81.	UCAR038369	Cool Auto Sales	Used Motor Vehicle Dealer
82.	UCAR038370	Hans Car, Inc.	Used Motor Vehicle Dealer
83.	UCAR038372	Jeffery's Auto Sales	Used Motor Vehicle Dealer
84.	UCAR038373	JNS Motorsports	Used Motor Vehicle Dealer
85.	UCAR038374	LRW Motorsports, LLC	Used Motor Vehicle Dealer
86.	UCAR038375	Luxe Auto Brokers of Atlanta	Used Motor Vehicle Dealer
87.	UCAR038376	M & F Automotive	Used Motor Vehicle Dealer
88.	UCAR038377	Malyon Motor Company	Used Motor Vehicle Dealer
89.	UCAR038378	Torga Automotive, LLC	Used Motor Vehicle Dealer
90.	UCAR038379	Martel Autos	Used Motor Vehicle Dealer
91.	UCAR038380	RV World of Georgia, LLC	Used Motor Vehicle Dealer
92.	UCAR038381	S & L Auto Brokers	Used Motor Vehicle Dealer
93.	UCAR038382	Select Services Auto, LLC	Used Motor Vehicle Dealer
94.	UCAR038383	National Title Pawn	Used Motor Vehicle Dealer
95.	UCAR038384	CDL Dollar Down	Used Motor Vehicle Dealer

Victor Hudson moved, Diana Waldrop seconded, and the Board voted to approve the recommendations on the following hearing appointments:

9:30 a.m.	Appeal Fine	UCAR025071	Westside Auto Sales Valdosta, GA	No show Uphold fine
9:30 a.m.	Appeal Fine	UCAR034722	Don's Used Cars Commerce, GA	Uphold Fine

<p align="center">Georgia State Board of Registration of Used Motor Vehicle Dealers Board Meeting March 18, 2009</p>

9:30 a.m.	Appeal Fine	UCAR035395	Sportsman Auto Sales, Inc. Colbert, GA	Waive fine
9:45 a.m.	Appeal Fine	UCAR038003	Big Dawg Daddy's Auto Sales Garden City, GA	Waive fine
9:45 a.m.	Appeal Fine	UCAR038038	Fisk Auto Sales, Inc. Valdosta, GA	No show Uphold fine
10:00 a.m.	Appeal Fine	UCAR035928	Dixie Rides, LLC Rhett A. Coleman Mableton, GA	Fine \$250 for 1 buyers guide waive 2 nd buyers guide and tag/title fines, pending receipt of date stamp documentation

Dewell Sanford moved to enter into Executive Session to deliberate on applications, complaints, and investigations, as authorized by O.C.G.A. § 43-1-2 (k) and 43-1-19 (h). Diana Waldrop seconded the motion. The motion was carried Jeff Wilkinson, Chairman; Dewell Sanford; Diana Waldrop; Doug Hooper and Victor Hudson. The Board concluded Executive Session in order to vote on the matters discussed and to continue with the public session.

Dewell Sanford moved, Diana Waldrop seconded, and the Board voted to accept the recommendations made in Executive Session on the following applications:

CE Auto Clinix	1154991	Used Motor Vehicle Dealer	Villa Rica	Deny
The House of Cars	1169488	Used Motor Vehicle Dealer	Macon	Deny

Doug Hooper moved, Diana Waldrop seconded, and the Board voted to accept the following actions on the cases presented by the Attorney General:

1.	Discount Auto Sales	UMVD090132	Memo to close – fines previously paid
2.	Auto Expo Corporation	UMVD090009	Memo to close

**Georgia State Board of Registration of Used Motor Vehicle Dealers
Board Meeting
March 18, 2009**

3.	Watkins Motor Company	UMVD090114	CO/Fine
4.	Cymill Motors Inc	UMVD090112	CO/Fine
5.	Smart Cars Inc	UMVD080377	Memo to close / fines previously paid
6.	BNS Used Auto	UMVD070594	Memo to close / fines previously paid
7.	J Brothers Auto Sales, Inc	UMVD080535	Memo to close
8.	Nice Cars	UMVD090189	CO/Fine
9.	Carswell Cars/Park & Sell	UMVD070637	Memo to close
10.	B&P Motors, Inc	UMVD090101	Memo to close
11.	Garner Auto Sales	UMVD090100	Memo to close
12.	Auto's Unlimited	UMVD090091	Memo to close
13.	Sammy's Auto Sales Inc	UMVD090097	Memo to close
14.	Atlanta Premium Cars	UMVD080521 UMVD090236	Memo to close
15.	SmartMove Auto	UMVD090076	CO/Fine
16.	American Imports	UMVD070063/ UMVD070114	Lapsed memo
17.	Loganville Auto Sales	UMVD090082	Close memo
18.	H & N Used Car Dealer	UMVD080370	Voluntary Surrender
19.	Oak Imports	UMVD080533	Fines previously paid / Memo forwarded to Board office on 02-19-09
20.	Larry Rich Used Cars	UMVD080530	Consent order Granting License with fine sent to Board office 2-11-09
21.	Smart Cars Etc.	UMVD090384	Consent order granting license sent to Board office 2-11-09
22.	RS Auto Sales	UMVD080582	Memo to close
23.	Shore City Motors	UMVD090037	CO/Fine

<p align="center">Georgia State Board of Registration of Used Motor Vehicle Dealers Board Meeting March 18, 2009</p>

24.	Gil's Auto Sales	UMVD080577	CO/Fine
25.	Image Imports Auto Brokerage Inc	UMVD090002	CO/Fine
26.	Town Lake Auto Sales Inc	UMVD090164	Memo to close
27.	B & K Pre-Owned Cars Inc	UMVD090020	Memo to close
28.	Fat Daddy's Auto Sales	UMVD090035	Memo to close
29.	Moon's Used Cars Inc	UMVD090124	Memo to close
30.	Erad Imports of Atlanta	UMVD090022	Memo to close
31.	Century Car Corporation	UMVD080400	Memo to close
32.	Finish Line Auto Sales	UMVD080539	CO/Fines
33.	Trademart Auto Sales	UMVD080570	CO/Fine
34.	Whitfield Used Cars	UMVD090056	CO/Fine
35.	HIMI LLC	UMVD090393	Order to grant license
36.	Champion Auto Sales LLC	UMVD080537	Memo to close & re-inspect

Dewell Sanford moved, Victor Hudson seconded, and the Board voted to accept the recommendations made in Executive Session on the following complaint and compliance issues:

Board Ordered Inspections

UMVD090471	Refer to AG for revocation
UMVD090132	Closed accepting fine money in Jan meeting
UMVD080162	Refer to AG for revocation
UMVD080135	Close Refer to local law enforcement

<p align="center">Georgia State Board of Registration of Used Motor Vehicle Dealers Board Meeting March 18, 2009</p>

UMVD090327	Refer to AG for revocation
------------	----------------------------

Complaints

UMVD070345	Accept C&D reinspect in 30 days
UMVD080170	Deny unacceptable change of location
UMVD080574	Table until next month for results of billing letter
UMVD090241	Import Auto needs Re-inspect in 30 days, check for license at location looks illegal, follow-up on last complaint
UMVD090241	Import Auto needs Re-inspect in 30 days, check for license at location looks illegal, follow-up on last complaint
UMVD090265	Accept Fine
UMVD090288	Re-inspect in 30 days, see if complaint got their tag papers if fine has not been paid by 3-17-09 forward to AG for revocation
UMVD090318	Accept Fine
UMVD090321	Civil Matter
UMVD090322	Re-inspect if out of business send to AG for revocation, rest of complaint is a civil matter
UMVD090324	JW-Send bonding information civil matter, if no title has been issued in 7 months board needs to talk about revoking license DW-Send to AG's office for collection, reinspect, civil suit, give bond info to purchaser
UMVD090325	Close civil case
UMVD090327	Send to AG for collection DW-Civil suit for complaintant; reinspect
UMVD090328	Refer to AG for revocation refer files to local law enforcement

<p align="center">Georgia State Board of Registration of Used Motor Vehicle Dealers Board Meeting March 18, 2009</p>

UMVD090329	Forward to DNR emissions inspect car lot for violations and unethical conduct
UMVD090330	Close send bond information to consumer
UMVD090331	Send to AG for collection. Check to see if consumer received title
UMVD090332	Re-inspect check if legal location for car lot and see if customer ever got tag papers
UMVD090333	Advise consumer to file civil suit. Reinspect in 30 days.
UMVD090335	Discuss, how do we monitor internet sales?
UMVD090336	Send Bond information, civil suit.
UMVD090337	Close send bond information to consumer
UMVD090338	Close civil case
UMVD090340	Civil Case
UMVD090341	Accept fine check to see if consumer has title
UMVD090342	Accept fine send bond information to consumer
UMVD090345	JW-Close DW-Close to make sure complaintant is satisfied
UMVD090348	Collect fine and discuss
UMVD090353	Close
UMVD090355	Send to AG for collection re-inspect in 30 days
UMVD090356	Close
UMVD090357	Accept fine and close
UMVD090358	Send to AG's office or send certified letter advising them that they cannot sell used cars without a license. Ask for Cease and Desist to be signed. Complainant should send her payment certified

<p align="center">Georgia State Board of Registration of Used Motor Vehicle Dealers Board Meeting March 18, 2009</p>

	mail. Reinspect 60 days.
UMVD090366	Send to AG for collection and send bond information
UMVD090371	Close
UMVD090372	Request written verification of liability insurance check with consumer send bond information if needed
UMVD090374	Send to AG for revocation, re-inspect in 30 days, send bond information
UMVD090375	Re-inspect in 90 days
UMVD090378	Re-inspect in 60 days
UMVD090379	Close no violation
UMVD090380	Send bond information refer to investigations to verify owner is in jail
UMVD090387	Close
UMVD090388	Send bonding information
UMVD090389	Close
UMVD090390	Re-inspect in 60 days, send bond information
UMVD090391	Send to AG for collections, re-inspect in 60 days, send bond information
UMVD090392	Send to AG for revocation, send bond information
UMVD090396	reinspect 30 days see if log of stickers has been started if not fine them
UMVD090397	Send to AG for revocation, send bond information
UMVD090400	Re-inspect in 30 days, send bond information
UMVD090401	Send bond information
UMVD090404	Bill for fine after 30-day time period

<p align="center">Georgia State Board of Registration of Used Motor Vehicle Dealers Board Meeting March 18, 2009</p>

UMVD090405	Fine for unlicensed practice, re-inspect in 60 days see if cars are being offered for sale
UMVD090408	Refer to AG for revocation
UMVD090410	JW-Duplicate complaint DW-No inspecton report
UMVD090449	Re-check phone for compliance

Cease and Desist Orders

T.C. Sales	Omega	Unlicensed Practice	Ratify
Steve Wesley Carusos	Marietta	Unlicensed Practice	Ratify
C&V of K&1	Metter	Unlicensed Practice	Ratify
Transworld Auto	Atlanta	Unlicensed Practice	Ratify
Troy's Paint & Body	Poulan	Unlicensed Practice	Ratify
Prime Imports	Thomasville	Unlicensed Practice	Ratify
Transworld Auto		Unlicensed Practice	Ratify
David Hodges Cars & Trucks	Lake Port	Unlicensed Practice	Ratify

Orders Accepting Fine Money

Auto Gallery	Lawrenceville	Tag/Title	\$500	Accept
Horizon Luxury Cars	Woodstock	Surety Bond	\$500	Accept

<p align="center">Georgia State Board of Registration of Used Motor Vehicle Dealers Board Meeting March 18, 2009</p>

Smart Cars	Acworth	FTC Buyers Guides	\$750	Accept
Acceptance Auto Sales	Lithia Springs	Multiple	\$3,500	Accept
Acceptance Auto Sales	Douglasville	Multiple	\$3,500	Accept
Cars & Trucks Finance Center Inc.	Kennesaw	FTC Buyers Guides	\$750	Accept
Winners Circle Motors/Real Easy Payment Options	Winder	Tag/title	\$1,500	Accept
Rainey Used Cars Inc.	Bronwood	FTC Buyers Guides	\$750	Accept
DR Green Motors	Athens	Tag/title, Surety Bond	\$1,000	Accept
Cartersville Automobile Inc.	Cartersville	Tag transfer violation	\$500	Accept
Marietta Auto Mart	Marietta	(3) Counts of failure to apply for title	\$1,500	Accept
Lovvorn Motors	Douglasville	Surety Bond	\$500	Accept
Gobran Auto Sales	Duluth	Failure to apply for title	\$500	Accept
Finish Line Auto Sales	Sandersville	(8) Counts FTC Buyers Guides	\$2,000	Accept
Auto Loan Finders	Kennesaw	(2) Counts failure to furnish docs for tag transfer	\$1,000	Accept
Taylor's Car Connection Inc.	Austell	(5) Counts FTC Buyers Guides	\$1,250	Accept
Guthrie Motors	Douglas	2) violations of failure to post FTC Buyer Guides on each vehicle offered for sale	\$500	Accept
Image Imports Auto Brokerage Inc.	Doraville	(2) violations of failure to post FTC Buyer Guides on each vehicle offered for sale.	\$500	Accept
Columbus Auto Mart Inc.	Columbus	(5) violations of failure to post FTC Buyer Guides on each vehicle offered for sale.	\$1,250	Accept

<p align="center">Georgia State Board of Registration of Used Motor Vehicle Dealers Board Meeting March 18, 2009</p>

Eden Auto Bokers Inc.	Marietta	Failure to submit application for change of address within 30 days of effective date of change.	\$250	Accept
Gerrald Auto Sales LLC	Savannah	(5) violations of failure to post FTC Buyer Guides on each vehicle offered for sale and (7) violations of failure to apply for a title in the retail purchaser's name within 30 calendar days after the date of sale.	\$1,000	Accept
Trademart Auto Sales	Warner Robins	(3) violations of failure to post FTC Buyer Guides on each vehicle offered for sale.	\$750	Accept
The Car Lot	Gainesville	(4) violations of failure to post FTC Buyer Guides on each vehicle offered for sale and (4) violations of failure to furnish appropriate documents required for tag transfer to the retail purchaser within 30 days of purchase date.	\$1,000	Accept

Found Out of Business

Henderson Auto World	Refer to AG for Revocation
Key Auto Sales/EBUYZ	Refer to AG for Revocation
Paulding Auto Sales	Refer to AG for Revocation
MDS Auto Exchange	Refer to AG for Revocation
Express Auto Inc.	Refer to AG for Revocation
Vehicles in Motion LLC	Refer to AG for Revocation

**Georgia State Board of Registration of Used Motor Vehicle Dealers
Board Meeting
March 18, 2009**

Custom Auto Brokers	Refer to AG for Revocation
Riteway Auto Service	Refer to AG for Revocation
Autos on Line	Refer to AG for Revocation
AGI Auto Sales	Refer to AG for Revocation
Union Auto Sales	Refer to AG for Revocation
Big One Auto Sale, Inc.	Refer to AG for Revocation
Blue Water Automotive	Refer to AG for Revocation
Credit Cars of Snellville	Refer to AG for Revocation
Georgia Motors LLC	Refer to AG for Revocation
C & N Motors	Refer to AG for Revocation
East Cherokee Auto Sales	Refer to AG for Revocation
Crest Auto Mart	Refer to AG for Revocation

Diana Waldrop moved, Dewell Sanford seconded, and the Board voted to grant an open records request from Barry L. Katz, Esq., concerning Terrance A. Jackson, Jr. The request releases the certificate of liability insurance information to the requestor.

Diana Waldrop moved, Dewell Sanford seconded, and the Board voted to institute a \$100.00 change of designee application fee to become effective by the April Board meeting.

Diana Waldrop moved, Victor Hudson seconded, and the Board voted to establish a policy that will allow the Board staff to sign orders accepting fine monies upon receipt.

Doug Hooper moved, Dewell Sanford seconded, and the Board voted to post the following amendments to the Board Rules:

<p style="text-align: center;">Georgia State Board of Registration of Used Motor Vehicle Dealers Board Meeting March 18, 2009</p>
--

681-3-.01 Complete Applications Forms Required.

- (1) No application shall be accepted for review until the application is complete in every respect.
- (2) A "complete application" shall include:
 - (a) an application form on which each and every question is answered to the applicant's best knowledge and abilities;
 - (b) a bond in the amount of \$35,000 for used motor vehicle dealers and \$10,000 for used motor vehicle parts dealers, as required by O.C.G.A. Section 43-47-8(h). Following the initial licensing period, the Bond shall then run concurrently with the licensing period. At no time should the licensee be without a bond during any licensing period;
 - (c) a certificate of insurance as required as by O.C.G.A. Section 43-47-8(k), including policy number, policy limits, expiration date, name and address of insured exactly as they appear on the application, and certificate holder listed as "State Board of Registration of Used Motor Vehicle Dealers and Used Motor Vehicle Parts Dealers, 237 Coliseum Drive, Macon, Georgia 31217", which identifies the appropriate division. Garage Liability Insurance must be indicated for the appropriate policy limits for used motor vehicle dealers and used parts dealers who offer rebuilt vehicles for sale.
 - (d) fingerprints scanned at an approved GAPS print site for reporting by GCIC and NCIC as required by O.C.G.A. Section 43-47-8(a);
 - (e) proof that the applicant has attended the seminar as required by O.C.G.A. Section 43-47-8(d);
 - (f) proof that the applicant has applied for a sales tax registration number in the exact same name listed on the used motor vehicle dealer or used motor vehicle parts dealer application, as required by O.C.G.A. Section 43-47-8(f);
 - (g) photographs as required by Rule 681-3-.02;~~except that without photographs the Division may approve a license pending receipt of the photographs within a time limit set by the Division;~~
 - (h) the appropriate fee as contained in the fee schedule;
 - (i) any other information which may be required by statute or rule.

681-5-.02 Change of Location.

- (1) In the event the location of the business is changed, the dealer shall, within thirty (30) days of the relocation, submit a Change of Location request form and submit appropriate photographs as required by Rule 681-3-.02.
- (2) Provided the new location meets the requirements of the Act and the Rules, the Division shall approve the change of location without charge; however, a fee shall be charged for reprinting the license.
- (3) If the new location fails to meet the requirements, the licensee shall be given thirty (30) days to comply with the Act and these Rules. Thereafter, the licensee shall cease to operate as a used car dealer until the requirements have been met.
- (4) Division approval of a change of location cancels the rights of the licensee to do

Georgia State Board of Registration of Used Motor Vehicle Dealers
Board Meeting
March 18, 2009

business at the previous location.

(5) If a licensee's location is vacated for thirty (30) days without application for change of address a hearing for revocation of the license may be called.

681-5-.03 Change in Ownership or Registered Agent.

Within thirty (30) days of any change in ownership of the business, partnership, association, or corporation ~~or the designee of partnership/corporation~~, a new application shall be submitted to the Division. The Division shall be provided with thirty (30) days written notice of any change in the registered agent of the corporation. The notice shall include the name, address, and telephone number of the current registered agent.

681-8-.01 Fees.

(1) Each license issued by the Used Car Division shall expire on March 31 of each even numbered year and shall become invalid on that date. Each license issued by the Used Parts Division shall expire on December 31 of each odd numbered year and shall become invalid on that date.

(2) Fees will be charged according to the fee schedule, as determined by the Board. A copy of the current fee schedule of the Board may be obtained without charge online, in person or by writing to:

STATE BOARD OF REGISTRATION OF USED MOTOR VEHICLE
DEALERS AND USED MOTOR VEHICLE PARTS DEALERS
~~Used Motor Vehicle Division~~

~~166 Pryor Street, S.W.~~ 237 Coliseum Drive
~~Atlanta~~ Macon, Georgia ~~30303~~ 31217

A copy of the fee schedule shall be included with all copies of applications which the Division sends or gives to prospective applicants.

(3) Fees shall be set by the Board. The Board shall not change the amount of any fee unless it was announced at a previous Board meeting that a change in the fee schedule would be considered at the next board meeting. Changes in the fee schedule shall become effective immediately upon approval by the Board.

(4) As noted in the fee schedule, penalty fees may be imposed for doing business as a used motor vehicle dealer or a used parts dealer prior to issuance of a license by the appropriate Division.

(5) Penalty fees, in addition to the ~~reinstatement~~ renewal fee, may be required for renewal of a license which has expired if application is made within the two month period following expiration. Any request for reinstatement, after the two month period following expiration, will require that a new application and supporting documentation be submitted for the appropriate Division's review and that a penalty fee be paid in addition to the new application fee.

(6) Application for renewal of a Used Motor Vehicle Dealer license shall be made ~~between February 1 and~~ prior to March 31 of even number years, and fees will be payable at the time application is made. Application for renewal of a Used Parts Dealer license shall be made

Georgia State Board of Registration of Used Motor Vehicle Dealers
Board Meeting
March 18, 2009

prior to December 31 of odd number years, and fees will be payable at the time application is made.

(7) Any indebtedness to the Division/Board caused by a returned check will be dealt with in accordance with criminal provisions in O.C.G.A. Section 16-9-20.

(8) In cases where an application is rejected by the Division, the applicant's license fee will be retained to cover the processing and administrative costs incurred in processing and reviewing the application.

681-9-.02 Responsibilities of a Used Motor Vehicle Dealer

(1) Every used motor vehicle dealer licensed in this state shall be required to comply with the laws of this state and the federal government regarding the operations of a used motor vehicle dealership. This includes, but is not limited to, laws that require each licensee to:

(a) Maintain an established place of business as required by O.C.G.A. § 43-47-2(3) and Board Rule 681-6-.01 for each location at which used motor vehicle sales are conducted. The established place of business must comply with local zoning standards, and proof of compliance must be provided to the Board as part of the application for licensure and all subsequent requests for changes of location, which must be approved by the Board;

(b) Acquire and maintain a Certificate of Registration, Department of Revenue Form ST-2, commonly known as a sales & use tax number certificate, as required in O.C.G.A. § 48-8-50 and O.C.G.A. § 43-47-8(f), and post such certificate in a conspicuous place at the established place of business;

(c) Maintain proof of the surety bond and certificate of liability insurance required by O.C.G.A. § 43-47-8(g) & (k) at the established place of business for inspection by the Board;

(d) Obtain a temporary site permit prior to operating as a used motor vehicle dealer at any location other than the established place of business approved by the Board, as required by O.C.G.A. § 43-47-8.2;

(e) Display the license issued by the Board for each location in a conspicuous place at the established place of business of each location licensed;

(f) Maintain for a period of three years the records required by O.C.G.A. § 43-47-12;

(g) Apply for a title in the retail purchaser's name within 30 calendar days after the date of sale, as required in O.C.G.A. § 40-3-33;

(h) Complete the assignment and warranty of title upon transfer of the vehicle to another person, other than by the creation of a security interest as required by O.C.G.A. § 40-3-33;

Georgia State Board of Registration of Used Motor Vehicle Dealers
Board Meeting
March 18, 2009

(i) Check the appropriate box on the odometer disclosure statement and certificate of title, as required by O.C.G.A. § 40-3-25;

(j) Provide the appropriate documentation to a retail purchaser of a vehicle to obtain a tag for the vehicle within 30 calendar days after the date of purchase, as required by O.C.G.A. § 40-2-20. These documents may include, but are not limited to, a certificate of title, or an application for certificate of title;

(k) Display a properly completed buyer's guide on each vehicle offered for sale, as prescribed by the Federal Trade Commission at 16 C.F.R. Part 455; provided, however, that any vehicle on the premises that is not being offered for sale shall be clearly labeled as "Not for Sale," until such time that the vehicle is offered for sale and displayed with a buyer's guide;

(l) Properly complete a "finance contract" which complies with the Federal Reserve System, Title I, Regulation Z (Truth in Lending Act – 15 U.S.C. § 1601 et seq; 12 C.F.R. Part 226) when financing vehicles which are being sold to purchasers;

(m) Make application for a change of name or a change of address within 30 days of the change, as required by Board Rules 681-5-.01 and 681-5-.02;

(n) Make application for a new license within 30 days of a change of ownership, as required by Board Rule 681-5-.03;

(o) Obtain a bill of sale and odometer statement from the individual or company from which the licensee purchased a vehicle, as required in 49 USC Sec. 32705 & 49CFR580;

(p) Refuse to allow an unlicensed person to sell a vehicle using the license granted by the Board to the licensee, as required by O.C.G.A. §§ 43-47-10(N) and 43-47-7;

(q) List the licensee's name and appropriate information on the titles of all vehicles sold on consignment, as required by O.C.G.A. § 43-47-19;

(r) Obtain a passing emissions inspection on all vehicles sold to purchasers who will register the vehicles in covered emissions counties, as required by Department of Natural Resources Rule 391-3-20-.18.

(2) The Board shall have the authority to impose the fines listed in Rule 681-16-.01 for violations of the provisions of this rule, and may impose further disciplinary action as the Board may deem necessary to protect the interests of the public as provided in O.C.G.A. §§ 43-47-10 and 43-1-19.

Georgia State Board of Registration of Used Motor Vehicle Dealers
Board Meeting
March 18, 2009

681-11-.02 Criteria for Approval of Seminar.

In order to be approved by the Division a seminar must meet the following criteria to the satisfaction of the Division:

(a) the names of the individuals who will be conducting the seminar must be submitted with the application for approval of the seminar. Such instructor or instructors shall demonstrate a knowledge of O.C.G.A. Chapter 43-47 and the rules and regulations of the Division by demonstrating, at least, a minimum of five years of experience with either the used car business or an industry related to the used car business, and any other requirement the Division may require. If new seminar instructors are added, their credentials must be presented to the Division for approval.

(b) the proposal for approval of a seminar shall include a course outline, along with proposed materials to be used in the instruction. The course outline must include, at a minimum, instruction in each of the following areas:

1. license requirements;
2. overview of Board/Division statutes, rules and regulations;
3. laws concerning titles, tags, and taxes;
4. sales tax reporting;
5. other tax reporting;
6. required paperwork and record-keeping;
7. the Fair Business Practices Act, including but not limited to:
 - (i) advertising;
 - (ii) unfair and deceptive sales practices;
 - (iii) odometer requirements;
 - (iv) deceptive non-disclosure; and
 - (v) Secretary of State Rules and Regulations Chapter 122-3; and
8. general discussion items.

Instruction in the above areas shall total no less than four (4) hours and no more than six (6) hours per seminar.

(c) the proposal for approval of a seminar must also include a list of the proposed times, dates, price per attendee, and locations for the seminar.

(d) the proposal shall also include an agreement by the seminar presenter certifying, to the Executive Director of the Division, an accurate electronic attendance report immediately following each offering of the seminar. The Executive Director of the Division shall provide the appropriate email address for submission of the electronic attendance report.

(e) each seminar presenter and instructor must ~~sign~~ include a prominently-displayed statement on a page at the beginning of each seminar instruction manual evidencing his/her agreement not to solicit business during the presentation of the seminar or to permit others to engage in such activity at this time and to restrict from including advertisements or solicitations in the course materials. Each presenter shall ensure that an instructor from the seminar shall make the following statement at the beginning of each seminar: "Attendees are NOT required to buy any products or services in conjunction with this seminar." ~~Each~~

Georgia State Board of Registration of Used Motor Vehicle Dealers
Board Meeting
March 18, 2009

~~presenter shall ensure that each attendee sign a statement that reads: "I understand that I am not obligated to buy any products or services in conjunction with this seminar." This statement must be submitted to the Division immediately after the presentation of each seminar.~~

(f) each course shall be videotaped and a dated copy of such videotape shall be kept by the presenter for a twelve month period during which time it shall be made available to the Division for review upon request.

(2) Current Division-approved seminars remain in approved status but must act to comply with the requirements in this rule within one year and meet the review requirements laid out in 681-11-.03 to maintain that status.

681-12-.01 Corporations: Application for Licensure.

(1) In the event that a corporation, duly licensed to do business in the State of Georgia, makes application for licensure, such corporation shall designate as the "applicant:"

(a) the President of the corporation;

(b) the Secretary of the corporation; or

(c) a designated Corporate Agent who is a full-time employee of the corporation.

(2) In the event that a corporation shall make application through a designated agent or "designee," such application shall be accompanied by an affidavit signed by the President or Secretary of the corporation, naming that person as the designated agent for such corporation for purposes of licensing. Such affidavit shall give to the designee all rights and responsibilities of a license holder on behalf of the corporation, and shall provide that actions or omissions of the corporation, its officers, employees, agents, assigns, or designees in violation of the act or in violation of these rules shall subject the license holder and the corporation to any sanctions which may be imposed under the Act or under these Rules.

(3) If the license holder for a corporation, whether President, Secretary, or designated agent, should leave the corporation for any reason, the corporation shall be required to inform the Division of such fact immediately, but in no event later than ten (10) business days from the separation. Such corporation shall be required to submit to the Division within thirty (30) days of such notification on a form provided by the Division:

(a) an affidavit designating new licensee for the corporation;

(b) all personal information required for licensing such individual;

(c) fingerprint-based criminal background check obtained through processing of fingerprints by a GAPS print site cards and other information for that person as required by the Georgia Crime Information Center and by the Federal Bureau of Investigation;

(d) proof that the proposed license holder has attended the required seminar (except that the Division may, at its discretion, approve a license pending receipt of proof of this requirement within a time period set by the Division); and

(e) the appropriate fee as prescribed by the Division Board.

(4) Failure to provide the requisite information within the prescribed period shall necessitate the submission of a new application and registration fee and all other items as

Georgia State Board of Registration of Used Motor Vehicle Dealers
Board Meeting
March 18, 2009

are required for a new license.

681-12-.02 Partnerships: Application for Licensure.

- (1) In the event that a partnership, duly licensed to do business in the State of Georgia, makes application for licensure, such partnership shall designate as the "applicant";
- (a) one of the partners; or
 - (b) a designated agent of partnership who is a full-time employee of the partnership.
- (2) A partnership application shall be accompanied by an affidavit, signed by all partners, naming the applicant for licensure. Such affidavit shall give to the applicant all rights and responsibilities of a license holder on behalf of the partnership, and shall provide that actions or omissions of the partnership, its employees, agents, and assigns in violation of these rules shall subject the license holder and the partnership to any sanctions which may be imposed under the Act or under these Rules.
- (3) If the license holder for a partnership should leave the partnership for any reason, the partnership shall be required to inform the Division of such fact immediately, but in no event later than ten (10) business days from the separation. Such partnership shall be required to submit to the Division, within thirty (30) days of such notification on a form provided by the Division:
- (a) an affidavit designating a new licensee for the partnership;
 - (b) all personal information required for licensing such individual;
 - (c) fingerprint-based criminal background check obtained through processing of fingerprints by a GAPS print site ~~cards and other information~~ as required by the Georgia Crime Information Center and by the Federal Bureau of Investigation;
 - (d) proof that the proposed license holder has attended the required seminar (except that the Division may, within its discretion, approve a license pending receipt of proof of this requirement within a time period set by the Division); and
 - (e) the appropriate fee as prescribed by the Board.
- (4) Failure to provide the requisite information within the prescribed period shall necessitate the submission of a new application and registration fee and other items as required for a new license.

681-13-.01 Continuing Education for Renewal.

Whenever any licensee makes application for renewal of a license, the licensee shall ~~submit with the renewal form proof, in a form acceptable to the Division, that the licensee has attended Division approved Continuing Education~~ attest on the renewal application that he or she has completed the required Division approved Continuing Education within nine (9) months prior to the renewal of the license, and that he or she can provide proof of completion of the required Continuing Education course at the Division's request.

681-13-.02 Hour Requirement. Amended.

Renewal of a license shall not be granted unless the licensee submits satisfactory proof

<p style="text-align: center;">Georgia State Board of Registration of Used Motor Vehicle Dealers Board Meeting March 18, 2009</p>
--

of at least six (6) hours of attendance at Board approved Continuing Education within nine (9) months prior to renewal of a license, even year. A minimum of ~~three (3)~~ one (1) hours of Continuing Education must be related to the processing of tags and titles. Upon completion of the seminar, the certificate must be issued in the same name as the company employing the instructors.

681-13-.03 Division Approval of a Continuing Education Program.

(1) In the discretion of the Division, the Division may grant prior approval to any of the following types of educational activities to meet Continuing Education requirements:

- (a) the Division approved seminar(s);
- (b) national or state automobile association sponsored seminars, courses of instruction, or meetings;
- (c) courses related to used motor vehicles at any state certified institution of higher learning;
- (d) seminars or courses related to used cars sponsored or participated in by any state or federal agency;
- (e) any other seminar, course, or meeting which the Division deems to be appropriately related to the used car business.

(2) Requests for approval of any educational activity must be submitted to the Division prior to the date of the educational activity, and shall include a complete and specific description of the educational activity, a description of how it will benefit licensees in conducting their businesses, the number of hours involved, a description of the method which will be used to ensure attendance, and copies of any instructional materials which will be provided to attendees. The proposal shall also include an agreement by the seminar presenter certifying, to the Executive Director of the Division, an accurate electronic attendance report immediately following each offering of the seminar. The Executive Director of the Division shall provide the appropriate format for submission of the electronic attendance report. At the time approval is granted, the Division shall also determine how many hours of continuing education a licensee may receive by attending the program. At any time the Division deems that a previously approved educational activity is not meeting the requirements for Continuing Education, it may revoke the approval of the activity.

<p style="text-align: center;">Georgia State Board of Registration of Used Motor Vehicle Dealers Board Meeting March 18, 2009</p>
--

There being no further business, the meeting was adjourned at 1:01 p.m.

Minutes approved at the November 19, 2009 board meeting.